(19) World Intellectual Property Organization International Bureau





(43) International Publication Date 28 November 2002 (28.11.2002)

PCT

(10) International Publication Number WO 02/094037 A1

(51) International Patent Classification⁷: 1/09, A23G 3/00, A23D 7/00, 7/015

(21) International Application Number:

A23L 1/0532,

PCT/IE02/00066

(22) International Filing Date:

21 May 2002 (21.05.2002)

(25) Filing Language:

English

(26) Publication Language:

English

(30) Priority Data: S2001/0488

21 May 2001 (21.05.2001) II

(71) Applicant (for all designated States except US): KERRY GROUP SERVICES INTERNATIONAL LIMITED [IE/IE]; Prince's Street, Tralee, Co. Kerry (IE).

(72) Inventors; and

(75) Inventors/Applicants (for US only): MCLOUGHLIN, Seamus [IE/IE]; 6 Ash Court, Ashleigh Downs, Tralee, Co. Kerry (IE). LEAN, Brenda [IE/IE]; 95 Connolly Park, Tralee, Co. Kerry (IE). DOYLE, Liam [IE/IE]; Tullahinell, Asdee, Listowel, Co. Kerry (IE). KELLEHER, Norma [IE/IE]; 13 Elm Court, Ashleigh Downs, Tralee, Co. Kerry (IE).

(74) Agents: DUFFY, Assumpta et al.; F.R. Kelly & Co., 27 Clyde Road, Ballsbridge, Dublin 4 (IE).

(81) Designated States (national): AE, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CO, CR, CU, CZ, DE, DK, DM, DZ, EC, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NO, NZ, OM, PH, PL, PT, RO, RU, SD, SE, SG, SI, SK, SL, TJ, TM, TN, TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZM, ZW.

(84) Designated States (regional): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).

Published:

with international search report

For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

(54) Title: EDIBLE SPREAD

(57) Abstract: This invention relates to a food product, in particular an edible spread in the form of an oil-in-water emulsion comprising: from 4 % to 40 % by weight of a primary flavouring agent; from 7 % to 25 % by weight of a water-soluble vegetable fibre; from 1 % to 5 % by weight of milk protein or a source thereof; from 0.1 % to 3 % by weight of a stabiliser; and from 20 % to 60 % by weight of water.

EDIBLE SPREAD

This invention relates to a food product, in particular an edible spread.

5

10

An acceptable edible spread should have a number of characteristics. It should be capable of being spread at domestic refrigerator temperatures and at room temperature without releasing oil or moisture or breaking apart. It should release its flavour in the mouth but should also retain a smooth structure when spread. The spread must also be stable at room temperature and have an adequate shelf life. All of these characteristics have not so far been achieved in 15 edible spreads, in particular sweetened oil-in-water emulsion spreads.

It is therefore an object of the invention to provide an improved edible spread which has good spread characteristics and organoleptic properties.

According to the invention there is provided an edible spread in the form of an oil-in-water emulsion comprising:

25

20

from 4% to 40% by weight of a primary flavouring agent;

from 7% to 25% by weight of a water-soluble 30 vegetable fibre;

2

from 1% to 5% by weight of milk protein or a source thereof;

from 0.1% to 3% by weight of a stabiliser; and from 20% to 60% by weight of water.

5

10

15

The primary flavouring agent may be any suitable flavouring agent and is preferably selected from chocolate, caramel, nuts and fruit. In a particularly preferred embodiment of the invention, the primary flavouring agent comprises chocolate, such as milk chocolate, dark (plain) chocolate, white chocolate or hazelnut chocolate. The primary flavouring agent is preferably present in an amount of from 10% to 30%, more preferably from 15% to 28%, especially approximately 25% by weight of the spread.

In a particularly preferred embodiment of the
invention, the water-soluble vegetable fibre comprises
inulin. The water-soluble vegetable fibre is
preferably present in an amount of from 10% to 15%,
especially approximately 12% by weight of the spread.

The milk protein preferably comprises a non-fermented milk protein, such as, for example, skim milk powder, whey powder, whey protein concentrate, caseinates, soy protein and mixtures thereof. Skim milk powder is particularly preferred. The milk protein or source thereof is preferably present in an amount of from 1.5%

3

to 3.5%, especially approximately 2% by weight of the spread.

The stabiliser preferably comprises a stabiliser that will gel in the presence of milk protein. The stabiliser may be any suitable stabiliser and is preferably selected from gelatine, alginate, carrageenan, pectin, agar agar and mixtures thereof. The stabiliser is preferably present in an amount of from 0.5% to 2.5%, especially approximately 1% by weight of the spread.

The spread of the invention comprises water in an amount of from 20% to 60%, preferably from 40% to 55%, especially approximately 50% by weight of the spread.

15

20

25

The spread may also include one or more sweetening agents in an amount up to 20% by weight of the spread, depending on the sweetening agent(s). Suitable sweetening agents include sugar, corn syrup, fructose, glucose, and artificial sweeteners, such as aspartame.

The spread may include further optional ingredients, such as one or more secondary flavouring agents, colouring agents, acidity regulators (e.g. lactic acid), preservatives (e.g. potassium sorbate) and the like.

The spread of the invention may be formed by heating 30 the water to a temperature in the region of 80°C-90°C. The remaining ingredients are added to the hot water

4

under high shear agitation and dissolved therein and the mixture is pasteurised for at least 15 seconds, conveniently 30-60 seconds at about 72°C. The oil-inwater emulsion thus formed is then rapidly cooled, 5 preferably using a scraped surface heat exchanger, from a temperature in the range of 40°C-80°C, preferably 50°C-70°C, to a temperature in the range of 2°C-25°C, preferably 5°C-15°C, over a period ranging from one second to five minutes, preferably ranging from 1 to 5 seconds.

The invention will be more clearly understood from the following description thereof given by way of example only.

15

20

25

10

In the following Examples, the water was heated to 85°C and the remaining ingredients were added thereto under high shear agitation and were dissolved in the water. The resulting mixture was pasteurised for approximately 30 seconds at about 72°C. The oil-in-water emulsion formed was rapidly cooled over a period of 1-5 seconds from a temperature of about 65°C to a temperature of about 10°C, by passing it through a scraped surface heat exchanger. All percentages are by weight of the spread.

5

EXAMPLE 1

Ingredients	de Ge
Water	49.943
Skim milk powder	2.0
Milk Chocolate	25.0
Inulin	12.0
Sugar	7.5
Cocoa powder	2.0
Gelatine	1.0
Potassium sorbate	0.25
Lactic acid	0.3
Flavouring (Firmenech 504.867/T)	0.007

Example No.		2	3	4	5	9		8	6
Water	(%)	52.342	49.774	55.22	46.1	35.6	45.88	31.7	28.3
Butter	(%)	•	•		•	3	2	4	
Skimmed Milk Powder	(%)	2.2	2.0	1.5	2.0	3	2.5	8	8
Cream Powder	(%)				0.9	-		4	4
Milk Chocolate	(%)	23.0	26.0	15.0	•	•	•		
White Chocolate	(%)		,	•	21.0	•	•	•	1
Dark Chocolate	(%)	•	•	•	-		28	•	•
Hazelnut paste	(%)	•		10.0	-	•	-	•	
Inulin	(%)	13.5	11.0	10.0	14.5	14.0	13	16	17
Caramel	(%)	•	•	-	•	40.0		•	•
Sugar	(%)	7.0	8.0	7.5	8.5	2.0	7	유	12
!									
Cocoa Powder	(%)	1.0	2.0	•	•		2.5	•	•
Sodium Alginate	(%)	0.4	•	-		•	0.3	•	•
1							0	6	70
Pectin	8		0./		•	•	0.2	 2	ţ.
Carrageenan	%	•	,	0.3	-		,		
					,	,			100
Gelatine	8	•	•		1.2	0.0		,	
Dotoccium Cortoto	(70)	60	0.0	0.0	0.0	0.0	0.2	0.2	0.2
r Olassiain Corpais	(8)	2:0	3.5						
Strawberry puree	(%)			ı	-		,	35	•
Raspberry puree	(%)		•	-	1	1	1		35
Lactic Acid	(%)	0.35	0.32	0.27	0.4	0.2	0.39		
Citric Acid	(%)							0.2	0.4
Flavouring	(%)	0.008 Danisco	0.006 Danisco	0.01 Danisco	0.1 Danisco 3433		0.03 Firmenech 504.867/T	•	1
		1 20210	2000						

1:\doc\pat\pf\pf05592.spc

7

The above Examples yielded smooth stable spreads with excellent melt in the mouth properties at 30°C, which were spreadable from the refrigerator and melted to a liquid when heated.

5

10

The invention is not limited to the embodiments and examples described herein which may be modified or varied without departing from the scope of the invention.

8

CLAIMS:

1. An edible spread in the form of an oil-in-water emulsion comprising:

5

30

from 4% to 40% by weight of a primary flavouring agent;

from 7% to 25% by weight of a water-soluble 10 vegetable fibre;

from 1% to 5% by weight of milk protein or a source thereof;

- from 0.1% to 3% by weight of a stabiliser; and from 20% to 60% by weight of water.
- An edible spread according to claim 1, wherein
 the primary flavouring agent is selected from chocolate, caramel, nuts and fruit or any combination thereof.
- 3. An edible spread according to claim 2, wherein the primary flavouring agent comprises chocolate.
 - 4. An edible spread according to any preceding claim, wherein the primary flavouring agent is present in an amount of from 10% to 30%, preferably 15% to 28%, and more preferably approximately 25%, by weight of the spread.

PCT/IE02/00066

9

5. An edible spread according to any preceding claim, wherein the water-soluble vegetable fibre comprises inulin.

5

WO 02/094037

6. An edible spread according to any preceding claim, wherein the water-soluble vegetable fibre is present in an amount of from 10% to 15%, preferably approximately 12%, by weight of the spread.

10

- 7. An edible spread according to any preceding claim, wherein the milk protein comprises a non-fermented milk protein.
- 15 8. An edible spread according to claim 7, wherein the non-fermented milk protein is selected from skim milk powder, whey powder, whey protein concentrate, caseinates, soy protein and mixtures thereof.
- 20 9. An edible spread according to any preceding claim, wherein the milk protein or source thereof is present in an amount of from 1.5% to 3.5%, preferably approximately 2%, by weight of the spread.
- 25 10. An edible spread according to any preceding claim, wherein the stabiliser comprises a stabiliser that will gel in the presence of milk protein.
- 11. An edible spread according to claim 10, wherein 30 the stabiliser is selected from gelatine, alginate, carrageenan, pectin, agar agar and mixtures thereof.

10

- 12. An edible spread according to any preceding claim, wherein the stabiliser is present in an amount of from 0.5% to 2.5%, preferably approximately 1%, by weight of the spread.
- 13. An edible spread according to any preceding claim, additionally comprising a sweetening agent in an amount of up to 20% by weight of the spread, the

 10 sweetening agent preferably being selected from sugar, corn syrup, fructose, glucose and artificial sweeteners or any combination thereof.
- 14. A process for preparing an edible spread

 15 according to any preceding claim, which comprises

 heating the water to a temperature in the range of from

 80°C to 90°C and dissolving the remaining ingredients
 therein, thereby forming an oil-in-water emulsion.
- 20 15. A process according to claim 14, wherein the oil-in-water emulsion formed is rapidly cooled to a temperature in the range of from 2°C to 25°C, preferably 5°C to 15°C.
- 25 16. A process according to claim 14 or 15, wherein the oil-in-water emulsion is pasteurised prior to cooling.

INTERNATIONAL SEARCH REPORT

Int nal Application No PCT/IE 02/00066

A. CLASSI IPC 7	FICATION OF SUBJECT MATTER A23L1/0532 A23L1/09 A23G3/0	00 A23D7/00	A23D7/015			
According to International Patent Classification (IPC) or to both national classification and IPC						
	SEARCHED cumentation searched (classification system followed by classific	ation symbols)				
IPC 7	A23L A23D A23G	mion symbols,				
Documental	ion searched other than minimum documentation to the extent tha	it such documents are included in the	he fields searched			
L'ectronic d	ata base consulted during the international search (name of data	base and, where practical, search to	erms used)			
EPO-In	ternal, WPI Data, PAJ, FSTA					
C. DOCUME	ENTS CONSIDERED TO BE RELEVANT					
Category ^c	Citation of document, with indication, where appropriate, of the	relevant passages	Relevant to claim No.			
X	EP 0 509 707 A (PETRELLA LTD) 21 October 1992 (1992-10-21) page 2, line 58 -page 3, line 7: 1,2,5,8-10,16-20; examples page 3, line 32 - line 33 page 3, line 37 - line 47	; claims	1–16			
X	EP 0 605 217 A (GEN FOODS INC) 6 July 1994 (1994-07-06) claims; examples		1-16			
X	EP 0 596 546 A (UNILEVER PLC ;UN (NL)) 11 May 1994 (1994-05-11) claims; examples	NILEVER NV	1-13			
			·			
<u> </u>	ner documents are listed in the continuation of box C.	X Patent family members	are ilsted in annex.			
"A" docume conside "E" earlier of filing de "L" docume which i citation "O" docume other n	nt which may throw doubts on priority claim(s) or s cited to establish the publication date of another or other special reason (as specified) ant referring to an oral disclosure, use, exhibition or	cited to understand the prin- invention "X" document of particular releva- cannot be considered novel involve an inventive step wh "Y" document of particular releva- cannot be considered to inv document is combined with	onflict with the application but ciple or theory underlying the ance; the claimed invention of cannot be considered to then the document is taken alone ance; the claimed invention volve an inventive step when the one or more other such docueing obvious to a person skilled			
Date of the a	actual completion of the international search	Date of mailing of the interna	ational search report			
30	July 2002	16/08/2002				
Name and m	nalling address of the ISA European Patent Office, P.B. 5818 Patentlaan 2 NL - 2280 HV Rijswijk Tel. (+31-70) 340-2040, Tx. 31 651 epo nl, Fey: (431-70) 340-3018	Authorized officer Guyon, R				

INTERNATIONAL SEARCH REPORT

information on patent family members

Ini onal Application No
PCT/IE 02/00066

Patent document cited in search report		Publication date		Patent family member(s)	Publication date
EP 0509707	A	21-10-1992	IE EP GB	911156 A1 0509707 A1 2254536 A ,B	21-10-1992 21-10-1992 14-10-1992
EP 0605217	A	06-07-1994	US AT CA DE	5294455 A 186626 T 2110195 A1 69327035 D1	15-03-1994 15-12-1999 29-06-1994 23-12-1999
			DE DK EP EP	69327035 T2 605217 T3 0605217 A2 0876764 A2	20-07-2000 15-05-2000 06-07-1994 11-11-1998
			FI NO US	935870 A 934824 A 5501869 A	29-06-1994 29-06-1994 26-03-1996
EP 0596546	Α	11-05-1994	AT AT AU AU	172079 T 175074 T 684476 B2 5333894 A	15-10-1998 15-01-1999 18-12-1997 24-05-1994
			AU AU CA CA	681866 B2 5372394 A 2148374 A1 2148378 A1	11-09-1997 24-05-1994 11-05-1994 11-05-1994
			CZ DE DE	9501122 A3 69321553 D1 69321553 T2	13-12-1995 19-11-1998 29-04-1999
			DE DE DK DK	69322876 D1 69322876 T2 596546 T3 666716 T3	11-02-1999 29-07-1999 23-06-1999 23-06-1999
			WO WO EP EP	9409647 A1 9409648 A1 0596546 A1 0666716 A1	11-05-1994 11-05-1994 11-05-1994
			EP Ep Hu	0864254 A1 0872186 A1 72553 A2	16-08-1995 16-09-1998 21-10-1998 28-05-1996
			PL SK US US	308756 A1 55695 A3 5846592 A 6322844 B1	21-08-1995 13-09-1995 08-12-1998 27-11-2001
		** ** ** ** ** ** ** ** ** ** ** ** **	ZA ZA	9307870 A 9308104 A	24-04-1995 02-05-1995